IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

CIVIL APPLICATION NO. 1955 OF 2007
IN
WRIT PETITION NO. 4015 OF 2003

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders.	Court's or Judge's orders

CORAM : B.P. DHARMADHIKARI, J.
APRIL 05, 2007.

Heard Shri Anilkumar, learned counsel for the applicant, Kum. Pathak, learned counsel for respondent No.1 and Smt. Joshi, learned counsel for respondent No.2.

The original petitioner has filed this application for review of the order dated 15.2.2007. The petitioner has challenged the order passed by the Appellate Authority under Section 7(7) of Payment of Gratuity Act. The petition is already admitted and on 9.12.2003 ad interim relief in terms of prayer clause (iii) came to be granted. The matter was listed before me on 15.2.2007 for further consideration. On that date, for the reasons disclosed in the application for review, the learned counsel for the petitioner could not

appear and as the learned counsel for respondent No.1 – employee made grievance that amount of interest has not been deposited so far, I have passed order calling upon the petitioner to deposit said amount within a period of four weeks and observing that further appropriate orders in relation to that amount will be passed thereafter.

Shri Anilkumar, learned counsel for the petitioner - applicant points out that said amount of interest is already deposited with the Appellate Authority on 25.2.2003 and as such there was no reason to again call upon the petitioner to deposit that amount.

The learned counsel for the respondent is seeking time to verify whether the amount is deposited or not. However, in view of the specific statement made, I am accepting the same. The appellate authority under Payment of Gratuity Act is hereby directed to invest the said amount in any Nationalised Bank initially for a period of one year.

In the circumstances of the case, hearing of the petition is expedited. Office to list the matter in the month of June 2007.

Review & Civil Application No.1955 of 2007 is disposed of.

JUDGE

*GS.